



105

Patent
Attorney Docket: 270/070

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:) Group Art Unit: 1645
Inventor: LANGENFELD, John) Examiner: not yet assigned
Serial No.: 10/044,716)
Filed: January 11, 2002)
For: BONE MORPHOGENETIC PROTEIN-)
2 IN THE TREATMENT AND DIAGNOSIS)
OF CANCER)

TRANSMITTAL OF MISSING PARTS

Box Missing Parts
Commissioner for Patents
Washington, D.C. 20231

Sir:

I. DOCUMENTS ENCLOSED:

In response to the **NOTICE TO FILE MISSING PARTS OF APPLICATION UNDER 37 CFR § 1.53(f)**, which was mailed by the Patent Office on March 14, 2002, enclosed are:

- Declaration
- Power of Attorney: Separate or Combined with Declaration
- Assignment of the invention to University of Medicine & Dentistry of New Jersey (together with PTO Form 1595)

LA-231421.1

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

May 14, 2002

Date of Deposit

Melody K. Gutierrez

Name of Person Mailing Paper

Melody K. Gutierrez

Signature of Person Mailing Paper

- A copy of the Notice to File Missing Parts of Nonprovisional Application under 37 CFR § 1.53(f)
- Transmittal of Formal Drawings (25 sheets total which include 3 copies of each color drawing Figs. 5, 10, 11, 13, 14)
- Petition Pursuant To 37 C.F.R. 1.84(A)(2) For Leave To Include Color Drawings Or Color Photographs In The Specification Of A Patent Application

II. REQUEST FOR EXTENSION OF TIME:

The proceedings herein are for a patent application and the provisions of 37 CFR § 1.136 apply.

- Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(5)] for the total number of months checked below:

EXTENSION (months)	FEE FOR SMALL ENTITY	FEE FOR OTHER THAN SMALL ENTITY
<input type="checkbox"/>	one month	\$55.00
<input type="checkbox"/>	two months	\$200.00
<input type="checkbox"/>	three months	\$460.00
<input type="checkbox"/>	four months	\$720.00
<input type="checkbox"/>	five months	\$980.00

- If any extension fee is required, please consider this a petition therefor.

III. FILING FEES

- Applicant claims small entity status pursuant to 37 CFR 1.27.

BASIC FILING FEE:					\$0.00
Total Claims	-	20	=	0	<input type="checkbox"/> \$18.00 \$0.00
Independent Claims	-	3	=	0	<input type="checkbox"/> \$84.00 \$0.00
Multiple Dependent Claims	\$280	(if applicable)		<input type="checkbox"/>	\$0.00
Surcharge 37 CFR § 1.16(e)	\$130	(if applicable)		<input checked="" type="checkbox"/>	\$130.00
TOTAL OF ABOVE CALCULATIONS					\$130.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.				<input type="checkbox"/>	\$0.00
Extension of Time (from above)					\$0.00
Assignment -- \$40 (if applicable)				<input checked="" type="checkbox"/>	\$40.00
Petition to Include Color Drawings -- \$130 (if applicable)				<input checked="" type="checkbox"/>	\$130.00
TOTAL FEES SUBMITTED HEREWITH					\$300.00

IV. METHOD OF PAYMENT OF FEES:

- A check in the amount of \$300.00 is enclosed to cover the above fee(s).
- Charge Lyon & Lyon's Deposit Account No. 12-2475 in the amount of _____.
- The Commissioner is authorized to charge Lyon & Lyon's Deposit Account No. 12-2475 for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account No. 12-2475.

Respectfully submitted,
LYON & LYON LLP

Dated: May 14, 2002 By: *Mark Wise*
Michael J. Wise
Reg. No. 34,047



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PATENT TRADEMARK OFFICE

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
W A Y

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/044,716	01/11/2002	John Langenfeld	270/070

22249
LYON & LYON LLP
633 WEST FIFTH STREET
SUITE 4700
LOS ANGELES, CA 90071



CONFIRMATION NO. 1276

FORMALITIES LETTER



OC000000007643246

Date Mailed: 03/14/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 130.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawings submitted to the Office are not electronically reproducible. Drawing sheets must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and durable (see 37 CFR 1.84(e));

*A copy of this notice **MUST** be returned with the reply.*

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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE